

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

MAR 10 1988

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAR 10 1988

The applicant Black Canyon Mining Co.

2961 Industrial Road #519 of Las Vegas, Nevada 89109

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Hal Nichols, sole owner.

1. The source of the proposed appropriation is Underground

2. The amount of water applied for is 15.46 second-foot

(a) If stored in reservoir give number of acre-feet 1.5 acre feet

3. The water to be used for Ore processing

4. If use is for:

(a) Irrigation, state number of acres to be irrigated -

(b) Stockwater, state number and kinds of animals to be watered -

(c) Other use (describe fully under "No. 12. Remarks") -

(d) Power:

(1) Horsepower developed -

(2) Point of return of water to stream -

5. The water is to be diverted from its source at the following point within SW 1/4 NE 1/4 Sec. 25, T.13S, R.63E.,

MDM, from which the NW corner of Sec. 26, T.13S., R.63E., MDM bears N 81°35'23" survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

W a distance of 9210.66'

6. Place of use NE 1/4 Sec. 25, T.13S., R.63E., M.D.M.

7. Use will begin about Jan 1 and end about Dec 31, of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) 8" well, pump, generator, pipe, meter resevoir, recycle pump

9. Estimated cost of works \$50,000.

10. Estimated time required to construct works..... 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The mine & recovery is to be operated 350 days/year, 24 hours/day. Planned production, 1000 tons/day. Water required 2400 gal/tons, 2,400,000 gal/day water required. A 50% recycle factor, by pumping water from tailings pond to slurry pond.

By s/ Ben Lewis
Box 93032
Las Vegas, NV 89193

Compared pm/ bc

Protested

DENIAL OF STATE ENGINEER
deny

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

Application 51912 is hereby denied on the grounds that the applicant failed to submit the information requested by the State Engineer's Office and that without this information the granting of the application would be detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed on or before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P. E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed..... office, this 30th day of December

Cultural map filed..... A.D. 1996

Certificate No. Issued.....
Michael Turnipseed P.E.
State Engineer